IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.605 OF 2006
IN
CRI.APPEAL NO.542 OF 2006

1. Shri.Shivaji Raghunath Gawde
2. Pralhad Vitthal Markad
3. Dada Maruti Thombare
All residing at Rui.Tal.
Indapur Dist.Pune ..Applicants
[Ori.Accused 1to3]

Vs.

The State of Maharashtra ..Respondent

...

Mr.Milind Deshmukh Advocate for applicants
Smt.A.S.Pai A.P.P. for the State

...

CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : OCTOBER 30, 2007

P.C.

1. Heard the learned Advocate for the applicants and the learned APP for the State.

2. The applicants-original accused nos.1 to 3 have been convicted under Section 304-II r.w. 34 of IPC. Each of them has been sentenced to R.I. for three years. The applicants are now seeking bail. The punishment imposed on the applicants is only three years. The appeal is of the year 2006 and it

is not likely to come up in the nearfuture for final hearing. The applicants have been in custody for a reasonably long period of time. Looking to this fact and the other facts and circumstances of the case, I am inclined to release the applicants on bail.

3. Each of the Applicants Nos.1 to 3 i.e. Applicant No.1-Shivaji Raghunath Gawde, Applicant No.2-Prahad Vitthal Markad and Applicant No. 3-Dada Maruti Thombare to be released on bail in the sum of Rs.20,000/- (Rs. twenty thousand only) each with one or two sureties to make up the said amount. During the pendency of the appeal, the applicants shall report to the concerned police station i.e. Walchand Nagar Police Station, Pune once in a fortnight.

4. Application is disposed of.

[SMT.V.K.TAHILRAMANI, J.]